

AMENDED IN ASSEMBLY FEBRUARY 13, 2008

CALIFORNIA LEGISLATURE—2007–08 REGULAR SESSION

ASSEMBLY BILL

No. 1758

Introduced by Assembly Member DeVore
(~~Coauthor: Assembly Member La Malfa~~ Coauthors: Assembly
Members Garrick, Houston, La Malfa, and Silva)
(Coauthors: Senators Battin, Dutton, Hollingsworth, Runner, and
Wyland)

January 7, 2008

An act to repeal Section 68130.5 of the Education Code, to add Section 399.9 to the Military and Veterans Code, and to repeal Section 1 of Chapter 814 of the Statutes of 2001, relating to postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

AB 1758, as amended, DeVore. Postsecondary education.

Existing law requires that a person, other than a nonimmigrant alien, as defined, who has attended high school in California for 3 or more years, who has graduated from a California high school or attained the equivalent thereof, who has registered at or attends an accredited institution of higher education in California not earlier than the fall semester or quarter of the 2001–02 academic year, and who, if he or she is an alien without lawful immigration status, has filed an affidavit as specified, is exempted from paying nonresident tuition at the California Community Colleges and the California State University. The act enacting that exemption also made related legislative findings and declarations.

This bill would repeal that exemption and those legislative findings and declarations.

Existing law provides certain benefits for qualifying members of the California National Guard.

This bill would create the California National Guard Education Assistance Program, for the purpose of promoting recruitment and retention of members of the California National Guard, as specified. This bill would require the Adjutant General to adopt policies and procedures necessary to implement this program, as provided.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 68130.5 of the Education Code is
2 repealed.
- 3 SEC. 2. Section 399.9 is added to the Military and Veterans
4 Code, to read:
5 399.9. (a) The California National Guard Education Assistance
6 Program is hereby created for the purpose of promoting recruitment
7 and retention of members of the California National Guard by
8 providing reimbursement of approved postsecondary education
9 costs.
- 10 (b) The Adjutant General shall adopt policies and procedures
11 necessary to implement ~~this~~ *the* program, including, but not be
12 limited to, the following:
 - 13 (1) Eligibility requirements for program participation.
 - 14 (2) Costs eligible for reimbursement.
 - 15 (3) Eligible participant benefits.
 - 16 (4) Eligible participant responsibilities.
- 17 (c) The Adjutant General shall have the final authority over the
18 administration of this program.
- 19 SEC. 3. Section 1 of Chapter 814 of the Statutes of 2001 is
20 repealed.